

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

THE NEW YORK TIMES COMPANY and  
CHARLIE SAVAGE,

Plaintiffs,

v.

U.S. DEPARTMENT OF JUSTICE,

Defendants.

No. 17 Civ. 53 (LAP) (BCM)

**STIPULATION OF VOLUNTARY  
DISMISSAL**

WHEREAS on October 5, 2016, plaintiffs The New York Times Company and Charlie Savage (together, “plaintiffs”) submitted a request for records to the National Security Division of defendant the United States Department of Justice (the “Government”) pursuant to the Freedom of Information Act, 5 U.S.C. § 552 (“FOIA”) (the “October 5, 2016, FOIA Request”);

WHEREAS plaintiffs filed this action seeking relief under FOIA on January 4, 2017;

WHEREAS the Government timely answered the complaint on February 7, 2017;

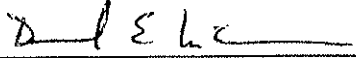
WHEREAS the Government has agreed to provide any records released in *Electronic Frontier Foundation v. United States Department of Justice*, No. 16-CV-02041-HSG (N.D. Cal.) (“*EFF*”), to plaintiffs, subject to the same withholdings (if any) in *EFF*;

IT IS HEREBY STIPULATED AND AGREED by and between the parties as follows:

1. This action is voluntarily dismissed by plaintiffs; and
2. The parties shall bear their own attorneys’ fees, costs, etc., in this action.

Dated: New York, New York  
May 31, 2017

DAVID E. MCCRAW, ESQ.



Vice President and Deputy General Counsel  
The New York Times Company  
620 Eighth Avenue  
New York, New York 10018  
Telephone: (212) 556-4031  
Facsimile: (212) 556-4634  
E-mail: mccrad@nytimes.com  
*Attorney for plaintiffs*

Dated: New York, New York  
May 31, 2017

JOON H. KIM

Acting United States Attorney  
Southern District of New York

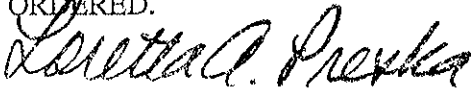
By:



MICHAEL J. BYARS

Assistant United States Attorney  
86 Chambers Street, 3rd Floor  
New York, New York 10007  
Telephone: (212) 637-2793  
Facsimile: (212) 637-2717  
E-mail: michael.byars@usdoj.gov  
*Attorney for defendant*

6/6/17  
SO ORDERED.



HON. LORETTA A. PRESKA  
UNITED STATES DISTRICT JUDGE

tm